

99- 0 -1388

A ~~SUBSTITUTE~~ ORDINANCEBY: Debi Starnes

AN ORDINANCE TO AMEND CHAPTER 10, SECTION 10-1 SO AS TO CLARIFY THE ADEQUATE PARKING REQUIREMENTS FOR PACKAGE STORES; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta has the authority to regulate certain aspects of the operation of package stores in the City of Atlanta pursuant to its police powers conferred upon it by the City Charter and by State law; and

WHEREAS, this power embraces regulations designed to promote public convenience, general prosperity and welfare, as well as those regulations intended to promote public safety and/or public health; and

WHEREAS, the City currently has in place ordinances related to the licensing and operation of package stores, including, but not limited to, the providing of adequate parking for package store customers; and

WHEREAS, a primary purpose of the City in enacting such adequate parking requirements is to prevent congestion of traffic on City streets and rights-of-way adjacent to package store areas and the safety of pedestrians in such areas; and

WHEREAS, the City has determined that further clarification of the language of the existing ordinance is necessary.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

Section 1. That Chapter 10, Section 10-1 of the City of Atlanta Code of Ordinances is hereby amended by adding the following new language at the end of the existing paragraph containing the definition of "*Adequate parking*":

Additionally, in the case of package stores, "*Adequate parking*" also means:

- (a) all such parking spaces to be available at all times for the exclusive use of patrons of applicant at no charge to such patrons;
- (b) the nearest such parking space to be located within 100 feet of, and all such parking spaces must be not more than 400 feet from, a public entrance to premises of applicant; and
- (c) all such parking spaces to be clearly marked as free parking for applicant's business.

Section 2. That all ordinances or parts of ordinances in conflict with this ordinance shall be repealed.

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(c) all such parking spaces to be clearly marked as such parking for applicant.

Section 2. That all ordinances or parts of ordinances in conflict with this ordinance shall be repealed.

YKGS:RGR